

08-19-05

1642
AR

CERTIFICATE UNDER 37 CFR § 1.10 OF MAILING BY "EXPRESS MAIL"

EV 527340050 US

August 17, 2005

USPS Express Mail Label Number

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Nancy Foster
Nancy Foster



PATENT

Customer No. 22,852

Attorney Docket No. 6843.0028-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tsutomu ARAKAWA et al.

Application No.: 09/994,068

Filed: November 27, 2001

For: ANTIBODY-INDUCED
APOPTOSIS

)
)
) Group Art Unit: 1642
)
) Examiner: Laura B. Goddard
)
) Confirmation No: 8561
)
)
)

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICE ACTION (RESTRICTION REQUIREMENT)

Applicants now respond to the Office Action mailed June 17, 2005. The

Examiner required restriction to one of the following groups of claims under 35 U.S.C. §

121:

Group I: claims 19-28, 33-41, and 46, allegedly drawn to a method of treating cancer with an antibody, classified in class 514, subclass 2.

Group II: claims 19, 29-30, and 42-43, allegedly drawn to a method of treating cancer with an antibody in combination with a chemotherapeutic agent, classified in class 514, subclass 2.

Group III: claims 19, 31-32, and 44-45, allegedly drawn to a method of treating cancer with an antibody conjugated to a cytotoxic agent, classified in class 514, subclass 2.

Group IV: claims 47-56, allegedly drawn to a method for inducing apoptosis comprising administering an antibody or fragment thereof, classified in class 435, subclass 4.

Applicants elect Group II, claims 19, 29-30, and 42-43.

Please grant any extensions of time required to enter this response, and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 17, 2005

By: 

Michael R. Albrecht
Reg. No. 54,956
Customer No. 22,852